

Remarks/Arguments:

Claims 14-34 and 36 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Horton (U.S. Patent No. 4,945,563) in view of Bush (U.S. Patent No. 4,789,863). It is respectfully submitted, however, that these claims are patentable over the art of record for the reasons set forth below.

Applicant's invention, as recited by claim 14, includes a feature which is neither disclosed nor suggested by the art of record, namely:

... a provider for ... charging a different amount to said recipient depending upon whether recording of said information in a medium as effected ...

... recording of said information in said medium is effected responsive to detection of an identifier in said medium. (Emphasis added).

This feature is supported by the original patent at column 8, line 22 where the original patent discloses the use of an I.D. number associated with a specific medium. Also, at column 7, line 57, it is stated that the I.D. number written in the writing medium is checked at the start of recording.

The prior art neither discloses nor suggests the above feature. Horton does not start recording before checking an I.D. within the medium. Bush discloses the checking of an I.D. before a recording starts. Bush is very clear, however, that it checks a PIN (column 6, line 23). A PIN is something which is entered on a keyboard. This is different than Applicant's claims where data is checked which is on the medium. Accordingly, claim 14, is patentable over the art of record.

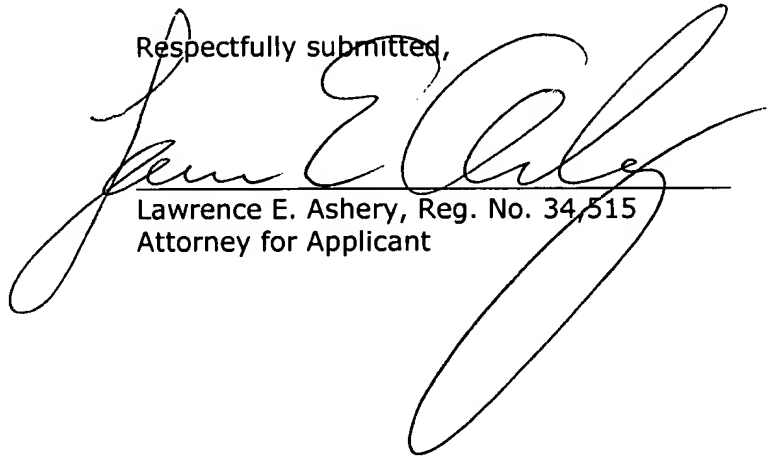
The rejection of claims 16, 20, and 23-36 is rendered moot by the cancellation of those claims. Claim 15 is patentable by virtue of its dependency on allowable claim 14. Claims 17, 18 and 19 are patentable by virtue of including a feature similar to that set forth above with regard to claim 14. Similarly, claims 21 and 22 also recite "detection of an identifier in said medium". Claim 37 is newly added and recites that a different amount is charged, again, "based on detection of an identifier in the medium." Claims 38-42 are patentable by virtue of their dependency on allowable claim 37.

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In view of the amendments and arguments set forth above, the above-identified application is in condition for allowance, which action is respectfully requested.

Respectfully submitted,



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August 9, 2005



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